

CLOSED, TYPE-E

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:07-cv-00561-RCL**

JUDICIAL WATCH, INC. v. U.S. FOOD AND DRUG
ADMINISTRATION

Assigned to: Chief Judge Royce C. Lamberth

Case: 1:07-cv-00668-JDB

Cause: 05:552 Freedom of Information Act

Date Filed: 03/21/2007

Date Terminated: 01/11/2008

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

JUDICIAL WATCH, INC.

represented by **Paul J. Orfanedes**
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Meredith Leigh Di Liberto
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V.

Defendant

**U.S. FOOD AND DRUG
ADMINISTRATION**

represented by **Robin Michelle Meriweather**
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555 Fourth Street, NW
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Date Filed	#	Docket Text
03/21/2007	<u>1</u>	COMPLAINT against U.S. FOOD AND DRUG ADMINISTRATION (Filing fee \$ 350, receipt number 4616003064) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil Cover Sheet)(tg,) (Entered: 03/23/2007)
03/21/2007	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (tg,) (Entered: 03/23/2007)
03/21/2007		Summons (3) Issued as to U.S. FOOD AND DRUG ADMINISTRATION, U.S. Attorney and U.S. Attorney General (tg,) (Entered: 03/23/2007)
04/23/2007	<u>3</u>	NOTICE of Appearance by Robin Michelle Meriweather on behalf of U.S. FOOD AND DRUG ADMINISTRATION (Meriweather, Robin) (Entered: 04/23/2007)

04/24/2007	<u>4</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint <i>Or to Otherwise Respond to Complaint</i> by U.S. FOOD AND DRUG ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Meriweather, Robin) (Entered: 04/24/2007)
05/02/2007	<u>5</u>	ORDER GRANTING Defendant's Consent Motion <u>4</u> for Extension of Time to Answer or otherwise respond to Plaintiff's Complaint, and ORDERING that defendant shall file an answer or otherwise respond to plaintiff's complaint on or before May 4, 2007. Signed by Judge Royce C. Lamberth on 5/2/07. (lrcrl2,) (Entered: 05/02/2007)
05/02/2007		Set/Reset Deadlines: Defendant's Answer or Response due by 5/4/2007. (rje) (Entered: 05/02/2007)
05/04/2007	<u>6</u>	MOTION to Dismiss for Lack of Jurisdiction <i>Or In the Alternative</i> , MOTION for Summary Judgment by U.S. FOOD AND DRUG ADMINISTRATION (Attachments: # <u>1</u> Affidavit Crim Declaration# <u>2</u> Affidavit Granger Declaration# <u>3</u> Affidavit Mungo Declaration# <u>4</u> Affidavit Schifter Declaration# <u>5</u> Text of Proposed Order)(Meriweather, Robin) (Entered: 05/04/2007)
05/04/2007	<u>7</u>	ERRATA by U.S. FOOD AND DRUG ADMINISTRATION <u>6</u> MOTION to Dismiss for Lack of Jurisdiction <i>Or In the Alternative</i> MOTION for Summary Judgment filed by U.S. FOOD AND DRUG ADMINISTRATION. (Attachments: # <u>1</u> Exhibit 1 (Corrected Page 12 for Dkt Entry 6))(Meriweather, Robin) (Entered: 05/04/2007)
05/16/2007	<u>8</u>	NOTICE of Appearance by Meredith Leigh Di Liberto on behalf of JUDICIAL WATCH, INC. (Di Liberto, Meredith) (Entered: 05/16/2007)
05/16/2007	<u>9</u>	Unopposed MOTION for Extension of Time to File Response/Reply to Defendant's Motion to Dismiss or, in the alternative, for Summary Judgment by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Di Liberto, Meredith) (Entered: 05/16/2007)
05/23/2007	<u>10</u>	ORDER GRANTING Motion <u>9</u> for Extension of Time to File Response/Reply, and ORDERING that plaintiff, Judicial Watch, shall submit its opposition no later than Friday, June 1, 2007. Signed by Judge Royce C. Lamberth on 5/23/07. (lrcrl2,) (Entered: 05/23/2007)
05/23/2007		Set/Reset Deadlines: Plaintiff's Opposition due by 6/1/2007 (rje) (Entered: 05/23/2007)
05/30/2007	<u>11</u>	AMENDED COMPLAINT against U.S. FOOD AND DRUG ADMINISTRATION filed by JUDICIAL WATCH, INC.(tg,) (Entered: 05/31/2007)
06/01/2007	<u>12</u>	Memorandum in opposition to re <u>6</u> MOTION to Dismiss for Lack of Jurisdiction <i>Or In the Alternative</i> MOTION for Summary Judgment filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Exhibit Plaintiff's Rule 56(f) Affidavit# <u>2</u> Exhibit Press Release)(Orfanedes, Paul) (Entered: 06/01/2007)
06/11/2007	<u>13</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>6</u> MOTION to Dismiss for Lack of Jurisdiction <i>Or In the Alternative</i> MOTION for Summary Judgment by U.S. FOOD AND DRUG ADMINISTRATION (Meriweather, Robin) (Entered: 06/11/2007)
06/12/2007	<u>14</u>	ENTERED IN ERROR.....MOTION to Clarify or, in the Alternative, for Leave to File Amended Complaint by JUDICIAL WATCH, INC. (Attachments: # <u>1</u>)(Orfanedes, Paul) Modified on 6/12/2007 (tg,). (Entered: 06/12/2007)
06/12/2007		NOTICE OF CORRECTED DOCKET ENTRY: re <u>14</u> MOTION to Clarify or, in the Alternative, for Leave to File Amended Complaint was entered in error at the request of counsel. Counsel will refile said pleading. (tg,) (Entered: 06/12/2007)
06/12/2007	<u>15</u>	MOTION to Clarify or, in the Alternative, for Leave to File Amended Complaint by JUDICIAL WATCH, INC. (Attachments: # <u>1</u> Exhibit Amended Complaint# <u>2</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 06/12/2007)

06/12/2007	<u>16</u>	MOTION for Leave to File an Amended Complaint by JUDICIAL WATCH, INC. (tg,) (See Docket Entry <u>15</u> to view document) (Entered: 06/13/2007)
06/15/2007	<u>17</u>	MOTION to Strike <u>11</u> Amended Complaint by U.S. FOOD AND DRUG ADMINISTRATION (Meriweather, Robin) (Entered: 06/15/2007)
06/15/2007	<u>18</u>	MOTION for Extension of Time by U.S. FOOD AND DRUG ADMINISTRATION (tg,) (See Docket Entry <u>17</u> to view document) (Entered: 06/18/2007)
06/19/2007	<u>19</u>	Memorandum in opposition to re 18 MOTION for Extension of Time to, <u>17</u> MOTION to Strike <u>11</u> Amended Complaint filed by JUDICIAL WATCH, INC.. (Orfanedes, Paul) (Entered: 06/19/2007)
06/21/2007	<u>20</u>	REPLY to opposition to motion re <u>6</u> MOTION to Dismiss for Lack of Jurisdiction <i>Or In the Alternative</i> MOTION for Summary Judgment filed by U.S. FOOD AND DRUG ADMINISTRATION. (Meriweather, Robin) (Entered: 06/21/2007)
06/26/2007	<u>21</u>	Memorandum in opposition to re 16 MOTION for Leave to File, <u>15</u> MOTION to Clarify or, in the Alternative, for Leave to File Amended Complaint filed by U.S. FOOD AND DRUG ADMINISTRATION. (Meriweather, Robin) (Entered: 06/26/2007)
06/29/2007	<u>22</u>	REPLY to opposition to motion re 18 MOTION for Extension of Time to, <u>17</u> MOTION to Strike <u>11</u> Amended Complaint filed by U.S. FOOD AND DRUG ADMINISTRATION. (Meriweather, Robin) (Entered: 06/29/2007)
07/06/2007	<u>23</u>	ORDER denying <u>6</u> Motion to Dismiss for Lack of Jurisdiction; denying <u>6</u> Motion for Summary Judgment; finding as moot <u>13</u> Motion for Extension of Time to File Response/Reply ; finding as moot <u>15</u> Motion ; granting 16 Motion for Leave to File; finding as moot <u>17</u> Motion to Strike ; finding as moot 18 Motion for Extension of Time. Signed by Judge Royce C. Lamberth on 7/6/2007. (lcrc11,) (Entered: 07/06/2007)
07/06/2007	<u>24</u>	AMENDED COMPLAINT against U.S. FOOD AND DRUG ADMINISTRATION filed by JUDICIAL WATCH, INC.(tg,) (Entered: 07/09/2007)
07/09/2007		Set/Reset Deadlines: Defendant's Response to amended complaint due by 7/16/2007 (rje) (Entered: 07/09/2007)
07/16/2007	<u>25</u>	MOTION to Dismiss for Lack of Jurisdiction, MOTION for Summary Judgment by U.S. FOOD AND DRUG ADMINISTRATION (Attachments: # <u>1</u> Exhibit A (May Granger Decl.)# <u>2</u> Exhibit B (July Granger Decl.)# <u>3</u> Exhibit B (cont.) (Exhs. to July Granger Decl.)# <u>4</u> Exhibit C (April Mungo Decl.)# <u>5</u> Exhibit D (July Mungo Decl.)# <u>6</u> Exhibit E (May Schifter Decl.)# <u>7</u> Exhibit F (July Schifter Decl.)# <u>8</u> Exhibit G (Crim Decl.)# <u>9</u> Exhibit H (Palmer Decl.)# <u>10</u> Text of Proposed Order)(Meriweather, Robin) (Entered: 07/16/2007)
07/30/2007	<u>26</u>	Memorandum in opposition to re <u>25</u> MOTION to Dismiss for Lack of Jurisdiction MOTION for Summary Judgment <i>and Statement of Facts</i> filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3)(Di Liberto, Meredith) (Entered: 07/30/2007)
08/08/2007	<u>27</u>	REPLY to opposition to motion re <u>25</u> MOTION to Dismiss for Lack of Jurisdiction MOTION for Summary Judgment <i>And Response to Plaintiff's Statement of Material Facts</i> filed by U.S. FOOD AND DRUG ADMINISTRATION. (Attachments: # <u>1</u> Exhibit 1 (Palmer Declaration)# <u>2</u> Exhibit 2 (Granger Decl.)# <u>3</u> Exhibit 3 (Mungo Decl.)# <u>4</u> Exhibit 4 (Schifter Decl.))(Meriweather, Robin) (Entered: 08/08/2007)
10/02/2007	<u>28</u>	MEMORANDUM AND OPINION. Signed by Judge Royce C. Lamberth on 10/02/2007. (lcrc12,) Additional attachment(s) added on 10/2/2007 (lc,). (Entered: 10/02/2007)
10/02/2007	<u>29</u>	ORDER denying <u>25</u> Motion to Dismiss for Lack of Jurisdiction; granting <u>25</u> Motion for Summary Judgment in favor of defendant. Signed by Judge Royce C. Lamberth on 10/02/2007. (lcrc12,) (Entered: 10/02/2007)